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RICHMOND COUNTY

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[REDACTED]

[REDACTED]

With reference to the above-mentioned case, and pursuant to our continuing obligations, the People make the following disclosures regarding officers involved in the investigation of the case and [REDACTED] arrest. The People reserve the right to move *in limine* to preclude reference to all information contained in this letter, or otherwise to object to its use or introduction into evidence during trial.

Police Officer Kenneth Greene

The People are aware that during the time he has been employed by the New York City Police Department ("NYPD"), Officer Greene has been named as a defendant or co-defendant in the following federal civil lawsuits:

- *Wright v. Trapasso et al.*, 15-cv-4428. Ongoing litigation in the Eastern District of New York.
- *Roth v. City of New York et al.*, 14-cv-7251. Settled on July 9, 2015 for an undisclosed sum, with no admission of fault or finding of liability.
- *Bulina v. City of New York et al.*, 15-cv-3724. Settled on June 16, 2016 for an undisclosed sum, with no admission of fault or finding of liability.

The People are also aware that Officer Greene was disciplined by the NYPD in the following administrative proceeding:

- On or about April 27, 2018, Officer Greene pleaded guilty to four departmental charges and specifications for conduct alleged to have occurred while he was off-duty on December 16, 2016: (a) wrongfully operating a motor vehicle while under the influence of an intoxicant; (b) wrongfully consuming an intoxicant to the point that he was unfit for duty; (c) wrongfully operating a motor vehicle while his ability was impaired by consumption of alcohol; and (d) wrongfully refusing to submit to a breathalyzer test.

As a result of the foregoing, Officer Greene was placed on dismissal probation for one year, which he completed successfully. He was also required to forfeit pay for 39 of the 45 days that he had been suspended after his arrest on criminal charges related to the underlying incident, and forfeit 15 vacation days.

The People are also aware that Officer Greene was convicted by plea of guilty to a traffic infraction, Driving While Ability Impaired (V.T.L. §1192.1), on July 17, 2017, in the Criminal Court of Richmond County, in connection with his December 16, 2016 arrest.

The People do not expect to call Officer Greene as a witness during our case-in-chief.

Police Officer Brian Mullarkey

The People are aware that during the time he has been employed by the NYPD, Officer Mullarkey has been named as a defendant or co-defendant in the following civil lawsuits:

- *Nieves v. City of New York et al.*, 13-cv-4592. Filed in the Eastern District of New York. Settled on May 13, 2014, for an undisclosed sum, with no admission of fault or finding of liability.
- *Struthers et al. v. City of New York et al.*, 150677/2013. Filed in New York Supreme Court, County of Richmond. Dismissed with prejudice by stipulation of all parties on February 24, 2017, with no admission of fault or finding of liability.

The People are also aware that Officer Mullarkey has been disciplined by the NYPD on the following occasions:

- 7/12/2012: Non-appearance at Traffic Violations Bureau (“TVB”). B-level command discipline.
- 10/10/2012: Incomplete/improper memo book. B-level command discipline.
- 1/15/2013: Non-appearance at Traffic Violations Bureau (“TVB”). B-level command discipline.
- 6/9/2016: Incomplete/improper memo book. Violation of Other Department Rules. Deemed minor violations.
- 3/22/2018: Traffic accident report incomplete/inaccurate. Verbal Instruction given.
- 10/22/18: Fail to secure evidence or crime scene. Allegation deemed substantiated, but no disciplinary action taken.

The People may call Officer Mullarkey as a witness during our case-in-chief.



Police Officer Joseph Priolo

The People are aware that Officer Priolo has been disciplined by the NYPD on the following occasion:

- 7/20/2018: Failure to notify duty captain/operations. A-level command discipline.

The People do not expect to call Officer Priolo as a witness during our case-in-chief.

Detective Frank Recca

The People are aware that Detective Recca has been disciplined by the NYPD on the following occasion:

- 7/20/2018: Failure to prepare stop/question/frisk report. Deemed partially substantiated / minor procedural violation. Verbal Instruction given.

The People do not expect to call Detective Recca as a witness during our case-in-chief.

Police Officer Tarek Abdelrehim

The People are aware that Officer Abdelrehim has been disciplined by the NYPD on the following occasion:

- 2/20/2019: Failure to take police action – on other incident. Verbal Instruction given.

The People do not expect to call Officer Abdelrehim as a witness during our case-in-chief.

Sergeant Timothy Sprague

The People are aware that during the time he has been employed by the NYPD, Sergeant Sprague has been named as a defendant or co-defendant in the following civil lawsuit:

- *Louis-Jeune v. NYC et al.*, 16-cv-1587. Filed in the Southern District of New York. Settled on April 14, 2017, for \$160,000, with no admission of fault or finding of liability.

The People may call Sergeant Sprague as a witness during our case-in-chief.

